IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
FARAD CONTINUATION SHEET
CIVIL APPLICATION NO.6200 OF 2005
IN
FIRST APPEAL NO.2544 OF 2005

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Office Notes,Office memorandum of Coram, appearances,Court's orders or directions & Registrar's orders.	Court's or Judge's orders

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Mr.Vasant Shelke for the Applicants

CORAM: A.S.OKA, J.
DATED: MARCH 16, 2006.

P.C.:

1. Heard Advocate for the Applicants. The decree is passed in favour of the Respondent No.1-Bank for repayment of the amounts advanced to the Applicants. The Trial Court has noted that admittedly the Appellants have availed of the term loan and cash credit facility. Prima facie, the only dispute seems to be regarding rate of interest.

2. As the impugned decree is a money decree, normally the same cannot be stayed. There is nothing on record to make exception to the normal rule. Even if the decree is executed and the amount is recovered by the Respondent No.1-Bank,

the amount can be always be recovered from the Respondent No.1-Bank in the event the Appellants succeed in the Appeal.

3. Hence, the prayer for stay is rejected. However, time of eight weeks is granted to the Applicants/Appellants to comply with the impugned Judgment and decree.

Judge.